

Exhibit B



02/29/2024

CT Log Number 545869111

Service of Process Transmittal Summary

TO: Christina Eliason, Legal Associate
 BJ'S WHOLESALE CLUB, INC.
 350 CAMPUS DR
 MARLBOROUGH, MA 01752-3082

RE: Process Served in Maine

FOR: BJ's Wholesale Club Holdings, Inc. (Domestic State: DE)

ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:

TITLE OF ACTION: Re: PAMELA SHEPARD // To: BJ's Wholesale Club Holdings, Inc.

DOCUMENT(S) SERVED: Summons, Attachment, Complaint

COURT/AGENCY: Androscoggin County Superior Court, ME
 Case # ANDSCCIV202400031

NATURE OF ACTION: Personal Injury - Failure to Maintain Premises in a Safe Condition - 12/29/2021

PROCESS SERVED ON: C T Corporation System, Augusta, ME

DATE/METHOD OF SERVICE: By Process Server on 02/29/2024 at 10:48

JURISDICTION SERVED: Maine

APPEARANCE OR ANSWER DUE: Within 20 days from the day this summons was served

ATTORNEY(S)/SENDER(S): Peter Clifford
 Clifford & Clifford, LLC
 10 Moulton Street
 5th Floor
 Portland, ME 04101
 207-613-9465

ACTION ITEMS: CT has retained the current log, Retain Date: 02/29/2024, Expected Purge Date: 03/05/2024

Image SOP

Email Notification, Service of Process legalnotices@bjs.com

Email Notification, Christina Eliason celiason@bjs.com

REGISTERED AGENT CONTACT: C T Corporation System
 100 Second Avenue
 Augusta, ME 04330
 866-401-8252
 LargeCorporationTeam@wolterskluwer.com

The information contained in this Transmittal is provided by CT for quick reference only. It does not constitute a legal opinion, and should not otherwise be relied on, as to the nature of action, the amount of damages, the answer date, or any other



CT Corporation
Service of Process Notification

02/29/2024

CT Log Number 545869111

information contained in the included documents. The recipient(s) of this form is responsible for reviewing and interpreting the included documents and taking appropriate action, including consulting with its legal and other advisors as necessary. CT disclaims all liability for the information contained in this form, including for any omissions or inaccuracies that may be contained therein.

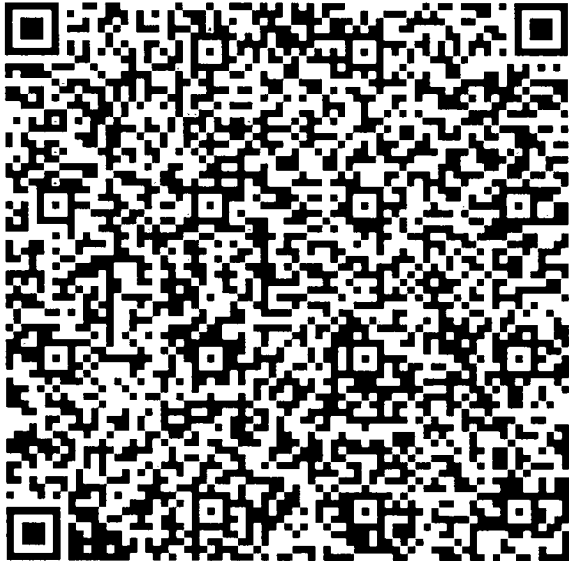


PROCESS SERVER DELIVERY DETAILS

Date: Thu, Feb 29, 2024
Server Name: Drop Service

Entity Served	BJ'S WHOLESALE CLUB HOLDINGS, INC.
Case Number	ANDSCCIV202400031
Jurisdiction	ME

Inserts		



CONTAINS NONPUBLIC DIGITAL INFORMATION

MAINE JUDICIAL BRANCH

COPY

PAMELA SHEPARD

Plaintiff

"X" the court for filing:

☒ Superior Court ☐ District CourtCounty: ANDROSCOGGINLocation (Town): AUBURNDocket No. ANDSC-CIV-2024-00031

V.

BJ'S WHOLESALE CLUB HOLDINGS, INC. Defendant

CT CORPORATION SYSTEM, CLERK Address

3 CHASE AVENUE, AUGUSTA, ME 04330

SUMMONS

M. R. Civ. P. 4(d)

The Plaintiff has begun a lawsuit against you in the ☐ District ☒ Superior Court, which holds sessions at (street address) 2 Turner Street in the Town/City of Auburn, County of Androscoggin, Maine. If you wish to oppose this lawsuit, you or your attorney **MUST PREPARE AND SERVE A WRITTEN ANSWER** to the attached Complaint **WITHIN 20 DAYS** from the day this Summons was served upon you. You or your attorney must serve your Answer by delivering a copy of it in person, by mail, or by email to the Plaintiff's attorney, whose name and address, including email address appear below, or by delivering a copy of it in person or by mail to the Plaintiff, if the Plaintiff's name and address appear below. You or your attorney must also file the original of your Answer with the court by mailing it to: Clerk of ☐ District ☒ Superior Court,

205 Newbury St, Gr Fl
(Mailing Address)Auburn
(Town, City)Maine 04210
(Zip)

before, or within a reasonable time after, it is served. Court rules governing the preparation and service of Answers are found at www.courts.maine.gov.

IMPORTANT WARNING: If you fail to serve an answer within the time stated above, or if, after you answer, you fail to appear at any time the Court notifies you to do so, a judgment by default may be entered against you in your absence for the money damages or other relief demanded in the Complaint. If this occurs, your employer may be ordered to pay part of your wages to the Plaintiff or your personal property, including bank accounts and your real estate may be taken to satisfy the judgment. If you intend to oppose this lawsuit, do not fail to answer within the requested time.

If you believe the plaintiff is not entitled to all or part of the claim set forth in the Complaint or if you believe you have a claim of your own against the Plaintiff, you should talk to a lawyer. If you feel you cannot afford to pay a fee to a lawyer, you may ask the clerk of court for information as to places where you may seek legal assistance.

Date (mm/dd/yyyy) February 23, 2024

Peter Clifford, Esq. Bar #7300

☐ Attorney for) Plaintiff

(Seal of Court)

10 Moulton Street; 5th Floor

Bar # (if applicable)

Portland, ME 04101

Address

(207) 613-9465

peter@cliffordclifford.com

Telephone/Email

Shelley Sawyer

Clerk

ADA Notice: The Maine Judicial Branch complies with the Americans with Disabilities Act (ADA). If you need a reasonable accommodation contact the Court Access Coordinator, accessibility@courts.maine.gov, or a court clerk.

Language Services: For language assistance and interpreters, contact a court clerk or interpreters@courts.maine.gov.

CV-030, Rev. 07/18

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www.courts.maine.gov

Summons

Harry McKenney
Chief Civil Deputy
Kennebec County
Sheriff's Office

FEB 29 2024

CONTAINS NONPUBLIC DIGITAL INFORMATION

MAINE JUDICIAL BRANCH

STATE OF MAINE

County

On (date) _____, I served the Complaint (and Summons, and Notice Regarding Electronic Service) upon Defendant _____ by delivering a copy of the same at the following address:

☐ to the above-named Defendant in hand.

☐ to (name) _____, a person of suitable age and discretion who was then residing at Defendant's usual residence.

☐ to (name) _____, who is authorized to receive service for Defendant.

☐ by (describe other manner of service): _____

Date (mm/dd/yyyy): _____

Deputy Sheriff Signature

Printed Name

Agency

Costs of Service:

Service: \$ _____

Travel: \$ _____

Postage: \$ _____

Other: \$ _____

Total \$ _____

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Language Services: For language assistance and interpreters, contact a court clerk or interpreters@courts.maine.gov.

MAINE JUDICIAL BRANCH
CLERK OF COURT
Kennebec County
Shelton Office
2024 APR 1 10:12 AM



COPY

STATE OF MAINE
ANDROSCOGGIN, ss.

SUPERIOR COURT
CIVIL ACTION
DOCKET NO. _____

PAMELA SHEPARD,)	
)	
Plaintiff)	
)	
v.)	COMPLAINT
)	
BJ'S WHOLESALE CLUB)	
HOLDINGS, INC.,)	
)	
and)	
)	
COLE BJ PORTFOLIO II,)	
LLC,)	
)	
Defendants)	

NOW COMES the Plaintiff, Pamela Shepard, by and through counsel, Clifford & Clifford, LLC, and complains against Defendants BJ's Wholesale Club Holdings, Inc. and Cole BJ Portfolio II, LLC as follows:

1. At all material times, Plaintiff Pamela Shepard, is an individual who resides in Lewiston, Androscoggin County, Maine.
2. At all material times, Defendant BJ's Wholesale Club Holdings, Inc., is a foreign business corporation authorized to do business in the State of Maine, and does business at 110 Mt. Auburn Avenue, Auburn, Androscoggin County, Maine, in which the BJ's Wholesale Club is located.
3. At all material times, Defendant Cole BJ Portfolio II, LLC is a foreign limited liability company authorized to do business in the State of Maine, and owns and controls the

property and building where the BJ's Wholesale Club Holdings, Inc. is located in Auburn, Androscoggin County, Maine.

4. On December 29, 2021, Plaintiff was a lawful invitee at Defendants' property and located at 110 Mt. Auburn Avenue, Auburn, Maine.

5. At all material times, Defendant Cole BJ Portfolio II, LLC owned the real estate and building located at 110 Mt. Auburn Avenue, Auburn, Maine.

6. At all material times, Defendant BJ's Wholesale Club Holdings, Inc. occupied and/or rented, operated, managed, controlled and maintained the store and the premises at 110 Mt. Auburn Avenue, Auburn, Maine.

7. At all material times, Plaintiff was in the exercise of due care.

8. On December 29, 2021, Defendants breached their duty of care by failing to provide a reasonably safe premises.

COUNT I: LANDOWNER/OCCUPIER LIABILITY

9. Plaintiff repeats and realleges the allegations in her Complaint, as if fully set forth herein.

10. On December 29, 2021, Plaintiff suffered damages, including serious injuries, as a result of a fall at the premises owned, operated, maintained and controlled by Defendants, located at 110 Mt. Auburn Avenue, Auburn, Maine.

11. The premises were unreasonably dangerous.

12. As a direct and proximate cause of Defendants' negligence, Plaintiff suffered damages.

WHEREFORE, Plaintiff demands judgment against the Defendants, together with damages, in an amount which is reasonable and just, together with interest and costs.

COUNT II: NEGLIGENCE

13. Plaintiff repeats and realleges the allegations in her Complaint, as if fully set forth herein.

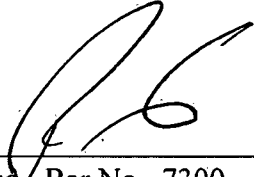
14. On December 29, 2021, Plaintiff suffered damages, including serious injuries, as a result of Defendants' negligence.

15. As a direct and proximate cause of Defendants' negligence, Plaintiff suffered damages:

WHEREFORE, Plaintiff demands judgment against the Defendants, together with damages, in an amount which is reasonable and just, together with interest and costs.

Dated:

2/21/24


Peter Clifford, Esq., Bar No. 7300
Clifford & Clifford, LLC
10 Moulton Street; 5th Floor
Portland, ME 04101
(207) 613-9465
peter@cliffordclifford.com